



ఆంధ్రప్రదేశ్ రాజపత్రము
THE ANDHRA PRADESH GAZETTE
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PART II - MISCELLANEOUS NOTIFICATIONS OF INTEREST TO THE PUBLIC

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NOTIFICATIONS BY HEADS OF DEPARTMENTS Etc.,

**ADDL. COMMANDANT, FAC OF COMMANDANT, SAR
CPL, A.P. UNIT, AMBERPET, HYD.**

C.No. A3/PR-03/AP-SAR/2019-20/
D.O.No. 337/2020

Dated: 04-09-2020.

Sub:-	SAR CPL, A.P. Unit – Disposal of PR against Sri B. Shaik shavali, PC 926 of “B” coy, of this unit - Final orders -Issued – Regarding.
Ref:-	1. This office D.O.No. 183/2019, dated: 14-06-2019 declared the PC 926 as “DESERTER” w.e.f. 22-05-2019.
	2. Memorandum of Charges C.No. A3/625/AP-SAR/2019, dated 23-07-2019.
	3. Appointed Enquiry Officer vide D.O.No. 291/2019, dated 09-09-2019.
	4. E.O. Report vide No. 05/E.E./AC-A&B/AP-SAR/2019, dated: 06-12-2019.
	5. Memo/Show Cause Notice vide C. No. A3/PR-03/OE/AP-SAR/2019/04, dated 01-01-2020.
	6. Deserter order Notification of Andhra Pradesh State Gazette dated: 10-06-2020.
	7. Deserter order Notification of Telangana State Gazette dated: 11-06-2020.
	8. G.O.Ms.No. 260, dated 04-09-2003
	9. G.O. Ms.No. 127, General Administration (Service) Department, dated: 15-09-2017 and Chief office endorsement R.Dis. No. 1320/T2/2018, dated 03-12-2018

ORDER:-

Sri B. Shaikshavali, PC 926 of "B" coy., of this unit was sanctioned (04) days Casual leave and (02) days Public holidays w.e.f. 07-03-2016 to 12-03-2019 due to his mother ill-health and he has to report for duty on 13-03-2019 F.N. Instead of reporting for duty he sent representation/messages through intranet extending leaves. Even he received information of (05) memo's No. 8/B Coy/SAR/AP/2019, dated 28-03-2019, 02-04-2019, 29-04-2019, 03-05-2019 and 14-05-2019 which were sent in person/Gmail/Whatsapp with instructions to report for duty immediately in view of General Elections-2019. Even though he extended leave by disobeyed the orders of the Director General of Police, A.P., the Inspector General of Police, APSP Bns., and Commandant, SAR CPL, A.P. Unit for a period of (70) days without any worthy reasons. He exhibited gravest misconduct and irresponsible behaviour.

After extension of leave without worthy reasons for a period of (70) days and he failed to inform his location and his whereabouts w.e.f. 22-05-2019. As per the order No. 184 of APPM Vol-I after completion of (21) days AWL period he has declared as "DESERTER" w.e.f. 22-05-2019 vide this office order D.O.No. 183/2019, dt. 14-06-2019 for his un-authorization absent. The deserter order was published in the Notification of Andhra Pradesh State Gazette dated: 10-06-2020 and Notification of Telangana State Gazette dated: 11-06-2020.

Accordingly, under Rule 20 of APCS (CC&A) Rules 1991, the memorandum of Charge was framed against the above charged Officer, vide this office Memorandum No. C.No. A3/625/AP-SAR/2019, dated 23-07-2019., on the following charge inviting his written explanation of defence within (10) days from the date of receipt of memorandum.

"Gross misconduct and irresponsible behavior by absenting himself from 22-05-2019 A.N. without leave permission or intimation unauthorized . He was declared as "DESERTER" w.e.f. 22-05-2019 A.N. vide this office D.O. No. 183/2019. Dated 14-06-2019 (C.No. A2/LR-48/AP SAR/2019. Thus he violated Rule 3 of APCS (Conduct) Rules 1964 r/w APPM Order No.184.and 257-3, Part-I, Volume.I.

He was served the Memorandum /Show cause notice of charge vide C.No. A3/625/AP-SAR/2019/1524, dated: 23-07-2019 along with 1) Statement of article of charge. 2) Statement of Imputation of Misconduct or Misbehavior. 3) List of witnesses 4) List of documents. The Memorandum /Show cause notice was acknowledged by Sri Shaikshavali, PC 926 on 24-07-2019 at 08.30 AM. It was clearly mentioned in para-2 of the charge that, Sri Shaikshavali, PC 926 of this unit is directed to appear before the undersigned on such day and at such time not exceeding ten working days and submit a written statement of his defence and to state whether he desires to be heard in person, on receipt on this memorandum of charge. In para-4 Sri B. Shaikshavali, PC 926 of this unit is further informed that, if he did not appear before the undersigned on or before the date specified in para-2 or do not appear in person before enquiry authority or otherwise fail or refuse to comply with the provisions of rule 20 of Andhra Pradesh Civil Services (Classification Control and Appeal) Rules 1991 or the orders/directions issued in pursuance of the said rules, the inquiring authority may hold the inquiry against as exparte.

Remainder Memo-1 notice dated: 09-08-2019 which was received by him by the way of 1. His wife acknowledged 2. By his mail address and his whatsapp and a copy of Remainder-I was pasted on the door of his residency, due to none of family members was available in the address.

Further Sri S. Mohan Rao, Asst. Commandant. A&B coys., appointed as enquiry officer vide this office D.O.No. 291/2019, dated: 09-09-2019. The charged officer did not attend the O.E. even after the O.E is posted on several times. Due to which the enquiry officer has drawn his minutes as Exparte on the merits of case.

The enquiry officer submitted his enquiry report vide C.No. 05/OE/AC-A&B/AP-SAR/2019, dated 06-12-2019 on the following findings.

“ On the basis of documentary and oral evidence adduced in the case before me and in view of the reasons mentioned, I hold the following counts in the charge are “PROVED” beyond all reasonable doubts against Sri B. Shaikshavali, PC 926 of “B” coy., of this unit”

Count-I:- Sri B. Shaikshavali is working as Police Constable in "B" coy., of this unit with General No. 926. The said PC was sanctioned (04) days Casual leave and (02) days public holidays w.e.f. 07-03-2019 to 12-03-2019 due to his mother ill-health and he has to report for duty on 13-03-2019 FN. Instead of reporting for duty he sent representations/messages through intranet extending leaves. Even he received information's/messages of (05) memos No. 8/B coy/SAR/AP/2019, dated 28-03-2019,02-04-2019,29-04-2019,03-05-2019 and 14-05-2019 which was sent in person/Gmail/whatsapp with instructions to report for duty immediately in view of General Elections-2019. Even though he extended leave by disobey the orders of the Director General of Police, A.P., the Inspector General of Police, APSP Bns., and the Commandant, SAR CPL, A.P. Unit for period of (70) days without any worthy reasons. He exhibited grave misconduct and irresponsible behavior during the General Election time.

Count-II:- Being a member of the disciplinary force he exhibited gross misconduct and irresponsible behavior that, after (70) days extension of leave without worthy reasons he failed to inform his location and his whereabouts w.e.f. 22-05-2019. As per Order No. 184 of APPM Vol-I, after completion of (21) days AWL period he was declared as DESERTER from the force w.e.f. 22-05-2019 vide D.O. No. 183/2019, dated 14-06-2019 where in mentioned that "if he is having any intension of joining duty he should report before the Commandant immediately for enquiry. Thus he violated Rule 3 of APCS (conduct) Rules 1964 read with order No. 184 of APPM Part-I, Volume-I.

As per Rule 21 of APCS (CC&A) Rules 1991, the minutes copies of the Oral Enquiry report together with the findings of Enquiry officer were communicated to the charged officer vide this office Memo/Show cause Notice C.No.A3/PR-03/AP-SAR/2019, dated: 01-01-2020, 26-02-2020, 25-04-2020 and 08-05-2020 through R.I. "B" coy., to serve on Sri B. Shaikshavali, PC 926 at his residence H.N. 3-44/74, Plot No. 44, Vikas Nagar Colony, Bandlaguda village, Rejender Nagar Madal, K.V. Ranga Reddy District, Telangana State. No one was available in the house to receive the memo, all the persons who were went to serve the Memo/Show Cause Notice were pasted the Memo/Show cause Notice at the residence gate wall of the charged officer. The Memo/Show

Cause Notices sent through whatsapp to the charged officer mobile No. 9490099799 and also sent through his mail address to the charged officer i.e. mail (shaikshavaliindian@gmail.com) on the above dates. A copy of Memo/Show Cause Notice was also sent through post with acknowledge due of the charged officer native address s/o Adi Balanna, Uppalapalli Village, OWK Mandal, Kurnool District. Pin 518122, the same was returned un-served due to none such person are available.

I have carefully gone through the memorandum of charge, all other connected records, and the enquiry report. The enquiry officer given several opportunities to the charged officer to attend the O.E, The charged officer did not attend the O.E. He exhibited gross misconduct and irresponsible behavior by sending representation/messages of extending leave for (70) days and deserted form the force to avoid General Elections-2019 duties by disobeyed the orders of the Director General of Police, A.P., the Inspector General of Police, APSP Bns., and the Commandant, SAR CPL, A.P. Unit. The charged officer have given enough opportunity to come farward and to report for duty, but he failed to do so and not reported for duty till date. His whereabouts are not known to this office. The deserter order was published in the Notification of Andhra Pradesh State Gazette dated: 10-06-2020 and Notification of Telangana State Gazette dated: 11-06-2020. Absented himself without intimation for a period of more than one year, which cannot be tolerated in the disciplined force. By taking the Orders/directions/guidelines in the G.O.Ms.No. 260, dated 04-09-2003 and G.O. Ms.No. 127, General Administration (Service) Department, dated: 15-09-2017 and Chief office endorsement R.Dis. No. 1320/T2/2018, dated 03-12-2018, Classification Control and Appeal Rule 9 Clause (ix), into consideration he is awarded with the punishment of REMOVAL FROM SERVICE. The leave extended period from 13-03-2019 to till date is treated as NOT ON DUTY.

“Certified that the procedure laid down in APCS (Conduct) Rules, 1991 has been followed correctly while disposing the PR”

K.V. PREMJI,

*Addl. Commandant, FAC of Commandant,
SAR CPL, A.P., Unit, Amberpet, Hyderabad.*

To,
Sri B. Shaikshavali, PC 926/B Coy, SAR CPL, AP, Unit,
Thr: OC “B” Coy SAR CPL, Amberpet, Hyderabad.
Copy to OC “B” Coy with request to serve to PC 926, and send back the dated acknowledged copy to this office.